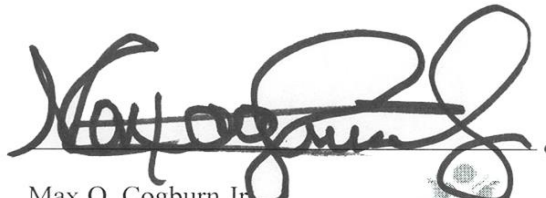


Petitioner's post-conviction counsel states that Brown's counsel will file a petition for writ of certiorari to the United States Supreme Court. (Doc. No. 8 at ¶ 6.) Petitioner now moves to hold this action in abeyance pending the Supreme Court's resolution of Brown. The Government does not oppose Petitioner's abeyance Motion. (Doc. No. 8 at ¶ 8.) For the reasons stated in the Motion, and without objection from the Government, the Court concludes the motion to hold this action in abeyance should be granted.

IT IS, THEREFORE, ORDERED that Petitioner's motion to place this action in abeyance (Doc. No. 8) is **GRANTED**, and this action is held in abeyance pending the Supreme Court's resolution of United States v. Thilo Brown. Thereafter, the Government shall have 60 days to file an answer, motion, or other response to Petitioner's § 2255 Motion to Vacate.

IT IS FURTHER ORDERED that in the event Brown does not file a petition for writ of certiorari, counsel for Petitioner shall file written notice of that fact no more than seven (7) days after Brown's deadline for filing a certiorari petition expires.

Signed: May 24, 2018



Max O. Cogburn Jr.
United States District Judge